

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

WAYMO LLC,

Plaintiff,

v.

UBER TECHNOLOGIES, INC.;
OTTOMOTTO LLC; OTTO TRUCKING
LLC,

Defendants.

CASE NO. 3:17-cv-00939-WHA

**STIPULATION AND ~~PROPOSED~~
ORDER REGARDING WAYMO'S
REQUEST FOR LEAVE TO FILE A SUR-
REPLY IN OPPOSITION TO ANTHONY
LEVANDOWSKI'S MOTION FOR
INTERVENTION UNDER RULE 24 AND
MODIFICATION OF ORDER
GRANTING IN PART AND DENYING IN
PART PROVISIONAL RELIEF**

Hearing

Date: June 7, 2017

Time: 10:00 a.m.

Courtroom: Courtroom 8, 19th Floor

1 WHEREAS, on March 10, 2017, Plaintiff Waymo LLC (“Waymo”) filed a Motion for
2 Preliminary Injunction. (Dkt. 24.)

3 WHEREAS, on May 15, 2017, the Court entered a public Order (the “Order”) granting in
4 part and denying in part Waymo’s Motion for Preliminary Injunction. (Dkt. 433.)

5 WHEREAS, on May 18, 2017, Non-Party Anthony Levandowski (“Levandowski”) filed a
6 Motion for Intervention Under Rule 24 and Modification of the Order (the “Motion”). (Dkt. 466.)

7 WHEREAS, on May 22, 2017, the Court entered an Order Shortening the Briefing
8 Schedule on the Motion. (Dkt. 487.)

9 WHEREAS, on May 26, 2017, Waymo filed an Opposition to Levandowski’s Motion.
10 (Dkt. 512.)

11 WHEREAS, on May 30, 2017, Levandowski filed a Reply in Support of the Motion (the
12 “Reply”) that provides new evidence and argument relating to a “new development” in connection
13 with Mr. Levandowski’s employment at Uber. (Dkt. 519.)

14 WHEREAS, Levandowski and Waymo agree that Waymo should have an opportunity to
15 respond to the new evidence and argument offered in the Reply.

16 THEREFORE, the parties stipulate as follows: Waymo shall be authorized to file a Sur-
17 Reply in opposition to the Motion not to exceed 5 pages in length before 6:00 p.m. PDT on Friday,
18 June 2, 2017.

19 IT IS STIPULATED.

20
21 DATED: May 31, 2017

QUINN EMANUEL URQUHART & SULLIVAN,
LLP

22 By /s/Charles K. Verhoeven

23 Charles K. Verhoeven
24 Attorneys for WAYMO LLC
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1 DATED: May 31, 2017

RAMSEY & EHRLICH, LLP

2 By /s/ Amy Craig

3 Miles Ehrlich

4 Ismail Ramsey

Amy Craig

Attorneys for Non-Party Anthony Levandowski

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7 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

8
9 DATED: June 1, 2017

10 
The Honorable William H. Alsup

SIGNATURE ATTESTATION

Pursuant to Local Rule 5-1(i)(3), I attest under penalty of perjury that concurrence in the filing of this document has been obtained from Amy Craig.

/s/ Charles K. Verhoeven
Charles K. Verhoeven